

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

DUSTIN JAMES BARRAL,

Petitioner,

Case No. 3:23-cv-00438-MMD-CLB

ORDER

v.

TIM GARRETT, *et al.*,

Respondents.

11 Pro se Petitioner Dustin James Barral has filed a Petition for Writ of Habeas Corpus
12 under 28 U.S.C. § 2254 and a motion for leave to proceed *in forma pauperis* ("IFP"). (ECF
13 Nos. 1 ("Motion"), 1-1 ("Petition").) Based on the current information about Petitioner's
14 financial status, the Court finds that he is able to pay the full fee pursuant to 28 U.S.C. §
15 1915. As such, this Court denies the Motion and instructs Petitioner to pay the filing fee.

16 It is therefore ordered that the Motion (ECF No. 1) is denied.

17 It is further ordered that the initial screening of Petitioner Dustin James Barral's
18 Petition for Writ of Habeas Corpus (ECF No. 1-1) under the Rules Governing Section
19 2254 Cases is deferred until such time as he has fully complied with this order.

20 It is further ordered that within 45 days of the date of this order, Petitioner must
21 pay the \$5 filing fee. Petitioner's failure to timely comply with this Order will result in the
22 dismissal of the petition without prejudice and without further advance notice.

DATED THIS 18th day of September 2023

MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE